THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.8229 OF 2006

ORAL ORDER:

This writ petition is filed questioning the order dated 21.02.2006 made under Section 14B and 7Q of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952 (for short "the Act") by the 1st respondent.

Having heard the learned counsel for the petitioner and the learned Standing Counsel, appearing for the respondents, and having regard to the fact that admittedly, against the impugned order an alternative remedy of appeal is provided under Section 7-I of the Act, without expressing any opinion on merits of the case, the writ petition is disposed of granting leave and liberty to the petitioner to file an appeal, within a period of four weeks from the date of receipt of a copy of this order. If such an appeal is filed, the same shall be entertained and disposed of by the respondents in accordance with law. Pending such appeal, the operation of the impugned order dated 21.2.2006, shall remain stayed, subject to the condition that the petitioner deposits half of the amount demanded under the impugned proceedings, within a period of four weeks from today.

The Writ Petition is accordingly, disposed of. No costs.

(G. ROHINI, J.)

24th April, 2006.

Kgr

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.8229 OF 2006

24th April, 2006.

Between:

M/s Sree Saraswathi 'B Mill" Limited,

Nindra village, Chittoor district,

represented by its Accountant-

K. Udaya Kumar. .. Petitioner.

And

The Assistant Commissioner,

Employees Provident Fund Organization,

Sub-Regional Office, at 1/30,

RS Road, Yeramukkupalli, Cuddapah

and another. .. Respondents.